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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Acosta, et al.

**Docket No.:SENS0011CIP** 

Serial No.: 10/820, 322

Art Unit: 3768

Filed: April 7, 2004

Examiner: Winakur, Eric Frank

Title: COMPACT APPARATUS FOR NONINVASIVE MEASUREMENT OF GLUCOSE

THROUGH NEAR-INFRARED SPECTROSCOPY

December 14, 2006

Assistant Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 October 28, 2004

#### **INFORMATION DISCLOSURE STATEMENT**

Sir:

This Information Disclosure Statement is submitted:

- () under 37 CFR 1.97(b), or (within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
- (X) under 37 CFR 1.97(c) together with either a:
  - () Certification under 37 CFR 1.97(e), or
  - (X) a \$180.00 fee under 37 CFR 1.17(p), or (After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
- ( ) under 37 CFR 1.97(d) together with a:
  - ( ) Certification under 37 CFR 1.97(e), and
  - ( ) a \$180.00 fee under 37 CFR 1.17(p)

    (Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)
- (X) The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 07-1445 (Order No.SENS0011CIP). A copy of this sheet is enclosed for accounting purposes.
- 12/15/2006 TRESHAHL 00000075 071445

  (X) Applicant(s) submit herewith Form PTO SB/08 Information Disclosure Citation together with copies of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this

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application and for which there may be a duty to disclose in accordance with 37 CFR 1.25.

() A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form 1449, as presently understood by the individual(s) designated in 37 CFR 156(c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on form PTO 1449 and is enclosed herewith.

It is requested that the information disclosed herein be made of record in this application.

Respectfully Submitted,

Michael A. Glenn Reg. No. 30,176

Customer No. 22862

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PTO/SB/08A (02-03) Approved for use through 04/30/2003. OMB 0651-0031

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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Complete if Known Substitute for form 1449/PTO Application Number 10/820,322 Filing Date 4/8/2004 INFORMATION DISCLOSURE First Named Inventor Acosta et al. STATEMENT BY APPLICANT Art Unit 3768 (Use as many sheets as necessary) **Examiner Name** Winakur, Eric Frank Attorney Docket Number | SENS0011CIP

U. S. PATENT DOCUMENTS								
Examiner Initials*	Cite No.1	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Retevant			
	1	Number-Kind Code <sup>2 (F known)</sup>		·	Figures Appear			
		<sup>US-</sup> 6,411,838						
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FOREIGN PATENT DOCUMENTS								
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Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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